

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

NATIONAL UNION FIRE INSURANCE)
COMPANY OF PITTSBURGH, PA., as subrogee)
and assignee of Montefiore Medical Center,)
)
Plaintiff,)

vs.)

Case No. 1:22-cv-09870 (JLR)

SURGALIGN SPINE TECHNOLOGIES, INC.,)
formerly known as RTI SURGICAL, INC.; and)
ORGANOGENESIS, INC., formerly known as)
NUTECH SPINE, INC.,)
)
Defendants.)


**~~PROPOSED~~ ORDER FOR LIMITED DISCLOSURE
PURSUANT TO 45 C.F.R. § 164.512(e)(1)(i)**

This cause having come before the Court on Plaintiff and Defendants' (the "Parties") Joint Motion for Limited Disclosure Pursuant to 45 C.F.R. § 164.512(e)(1)(i) (the "Motion"), the Court having considered the Motion and the bases for the limited disclosure requested therein.

IT IS HEREBY ORDERED that the Motion is **GRANTED**. This Order authorizes, pursuant to 45 C.F.R. § 164.512(e)(1)(i), Plaintiff to disclose sample documentation to support the damages alleged in the Complaint for the purposes of facilitating a potential early resolution to this matter without the need for any Party to issue a formal discovery request.

SO ORDERED.

Dated: August 17, 2023
New York, New York


JENNIFER L. ROCHON
United States District Judge

IT IS FURTHER ORDERED that the parties are prohibited from using or disclosing the protected health information for any purpose other than this litigation, and must return or destroy the protected health information, including all copies, at the end of this litigation. *See also State Farm Mut. Auto. Ins. Co. v. Accurate Med., P.C.*, No. 07-cv-00051 (ENV) (MDG), 2007 U.S. Dist. LEXIS 34410 (E.D.N.Y. May 10, 2007) (permitting the production of non-parties' medical records for purposes of insurance litigation).

The Clerk of Court is respectfully directed to terminate ECF No. 55.